

1 **UNITED STATES BANKRUPTCY COURT**
2 **NORTHERN DISTRICT OF CALIFORNIA**
3 **OAKLAND DIVISION**

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5 **ORDER RE JOINT PREHEARING CONFERENCE STATEMENTS ON**
6 **OBJECTIONS TO CONFIRMATION OF CHAPTER 13 PLANS**

7 This order applies to all cases that are calendared for a chapter 13 plan confirmation
8 hearing as a result of an objection to confirmation being filed by a creditor.

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10 THE DEBTOR'S ATTORNEY OR DEBTOR IN *PRO PER* AND THE OBJECTING
11 CREDITOR OR CREDITOR'S ATTORNEY ARE ORDERED to confer by telephone at least
12 14 days prior to the date set for hearing regarding confirmation of the chapter 13 plan. At least 7
13 days prior to the confirmation hearing, the parties shall file and serve a joint prehearing
14 statement with the court, not to exceed 2 pages in length, addressing the following:

15 1. A statement of the date and time of the telephone conference required by this order. If
16 a telephone conference is not held, an explanation as to why it did not occur is required.

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18 2. A precise and separate statement of each factual and legal issue, that must be
19 determined to resolve the objection to confirmation and a brief statement of the facts in support
20 thereof.

21 3. An estimate of the time needed to resolve the issues surrounding the objection.
22 Failure to conduct a conference to resolve objection and/or failure to file a prehearing conference
23 statement may result in sanctions against the parties.

24 If, however, one side fails and/or refuses to cooperate in the preparation of the joint
25 prehearing conference statement, all parties must still file a timely prehearing conference
26 statement. Failure to comply with this order may result in sanctions being levied against a
27 party(s) and/or counsel.

28 [revised 02/02/2012]

1 Dated: October 14, 2014

2 /s/ Roger L. Efremsky
3 United States Bankruptcy Judge

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5 /s/ William J. Lafferty III
6 United States Bankruptcy Judge

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8 /s/ Charles Novack
9 United States Bankruptcy Judge

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